

Passed the Senate on April 29, 1965: Yeas 31, Nays 0; Senate concurred in House amendments on May 28, 1965, by a viva voce vote; passed the House on May 26, 1965, with amendments: Yeas 69, Nays 65.

Approved June 9, 1965.

Effective Aug. 30, 1965, 90 days after date of adjournment.

## UNIVERSITY OF TEXAS—ACQUISITION OF LAND

### CHAPTER 330

S. B. No. 428

An Act authorizing the Board of Regents of The University of Texas to acquire by purchase or otherwise any and all interests in and to certain properties in Travis County, Texas, described in the deed from George W. Brackenridge to The University of Texas, dated June 17, 1910; vesting title; conferring the power of eminent domain and exempting the Board of Regents from depositing bond as provided in Section 2 of Article 3268, Revised Civil Statutes of Texas; and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

Section 1. The Board of Regents of The University of Texas is hereby authorized to acquire by purchase or otherwise, at private or public sale, any and all of the interests held beneficially or any other interest, executory or otherwise, owned, held, or claimed other than by the Board of Regents of The University of Texas, in and to those certain tracts or parcels of land situated in Travis County, Texas, described in the deed from George W. Brackenridge to The University of Texas, dated June 17, 1910, recorded in Volume 244, pages 77-78 of the Deed Records of Travis County, Texas, to which deed and the record thereof reference is here made for a more specific metes and bounds description of the lands covered hereby.

Sec. 2. The title to the said interests in the land acquired hereunder shall be owned in the name of the Board of Regents of The University of Texas, and all the right, title and interest in and to the said George W. Brackenridge tract in Austin, Texas, described above, is hereby vested in fee simple in the Board of Regents of The University of Texas for the benefit of The University of Texas. This Act shall not supersede or affect any of the rights granted or any of the provisions of that certain judgment rendered in Cause No. 136,137 in the 126th District Court of Travis County, Texas, styled The Board of Regents of The University of Texas, for and on Behalf of The University of Texas v. All Persons Interested in or Affected by the Issuance of the Securities Described in Plaintiff's Original Petition, but shall be cumulative thereof.

Sec. 3. The Board of Regents of The University of Texas is hereby vested with the power of eminent domain to acquire for the use of The University of Texas any and all of the above-described interests in and to the "Brackenridge Tract" in Austin, Texas, in the manner prescribed in Title 52, Revised Civil Statutes of Texas of 1925, as amended. Venue shall be in Travis County, Texas.

Sec. 4. The taking of such property is hereby declared to be for public purposes for the use of the Board of Regents of The University of Texas. The Board shall not be required to deposit a bond or the amount equal to the awarding of damages by the commissioners as provided in Section 2 of Article 3268, Revised Civil Statutes of Texas.

Sec. 5. The fact that the Board of Regents of The University of Texas encounters technical title difficulties in administering the "Brackenridge Tract," and the fact that it is sometimes necessary that said Board have fee simple title in obtaining federal matching funds, create an emergency and an imperative public necessity that the Constitutional Rule requiring that bills be read on three several days in each House be suspended, the said Rule is hereby suspended; and this Act shall be in force and take effect from and after its passage, and it is so enacted.

Passed the Senate on April 29, 1965: Yeas 31, Nays 0; passed the House on May 20, 1965: Yeas 145, Nays 2.

Approved June 9, 1965.

Effective June 9, 1965.

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## SOUTH CHINA IMPROVEMENT DISTRICT

### CHAPTER 331<sup>2</sup>

#### S. B. No. 430

An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as "South China Improvement District"; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding a benefit to all land and other property within the District; finding that District is created to serve a public use and benefit; conferring on District the rights, powers, privileges, authority and duties of the General Laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for no election for confirmation; providing for no hearing for exclusions; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation for the District; providing for governing body of District; providing for qualifications and bonds of Directors; naming first Board of Directors; providing for terms and election of Directors and notice of Directors elections, and related matters; providing for Directors to fill vacancies; providing for organization of Board of Directors; providing for a secretary pro tem; providing for employment of engineers, auditors, attorneys, and other employees; providing for approval of District's plans and specifications by the Texas Water Commission and inspection during construction by said Commission; providing for bonds and refunding bonds to be approved by the Attorney General of Texas and registered by the Comptroller of Public Accounts of Texas and providing for negotiability, legality, validity, obligation, incontestability of the bonds and refunding bonds; providing the power of eminent domain shall be limited to Jefferson County; providing District shall bear expenses of relocating, raising or rerouting of any highway, railroad, utility lines or pipelines made necessary by its exercise of the power of eminent domain; providing that the Municipal Annexation Act shall have no application to this District; determining and finding the requirements of Article 16, Section 59(d) as to notice of intention to introduce this Act have been fulfilled and accomplished; providing for the selection of a depository or depositories for the District, and related matters; providing that Article 7880—75b shall be applicable to this District but requiring additional requisites prior to annexation of territory, and related matters; providing additional powers of District within and without boundaries of District but limited to Jefferson County; providing for the sale of bonds of the District and the exchange of bonds for property and for the minimum price of bonds at such sale or exchange; providing that

<sup>2</sup> Vernon's Ann.Civ.St. art. 8280—300,  
§§ 1-23.